IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

INCOME TAX APPEAL NO. 697 OF 2002

The Commissioner of Income-tax-3,
Mumbai. .. Appellant

v/s.

M/s. Rajendra Electrical Indus.
(Remi India Ltd.) (India) .. Respondent

Ms.S.V.Bharucha i/by Mr.K.B.Rao for appellant.

CORAM : R.M.LODHA AND
J.P.DEVADHAR, JJ.

DATED : 6th September, 2004

P.C.

The learned counsel for the revenue fairly conceded that the issue raised in this appeal is squarely covered by the judgment of this court in Commissioner of Income Tax v. Indo Nippon Chemicals Co.Ltd., 261 ITR 275. She prays that in the circumstances appeal may be allowed to be withdrawn.

2. We accede to the request and allow the appeal to be withdrawn.

3. Refund of court fee as per law.

(R.M.LODHA, J.)

(J.P. DEVADHAR, J.)